

AMENDMENT

It is agreed by and between the State of Vermont, Department of Vermont Health Access (hereafter called the "State") and Berry Dunn McNeil & Parker, LLC d/b/a BerryDunn (hereafter called the "Contractor") that the contract on the subject of performing a Program Integrity Audit for State Fiscal Year 2015 as implemented in the Centers for Medical Services final rule (9957-F) and in accordance with the Program Integrity Rule Part II 45 CFR 155.1200 (c), effective January 18, 2016, is hereby amended effective April 15, 2016, as follows:

1. By deleting Section 4 (Contract Term) on page 1 of 24 of the base agreement, and substituting in lieu thereof the following Section 4:

2. Contract Term. The period of Contractor's performance shall begin on January 18, 2016 and end on June 30, 2016.

3. By updating Attachment A, Audit Completion and Submission on page 5 of 24 of the base agreement, and substituting in lieu thereof the following:

The Audit must be completed in full by June 1, 2016. The full and complete audit report, whether mailed or hand delivered, must arrive at the Department of Vermont Health Access (DVHA) office (NOB 1 South, 280 State Drive, Waterbury, VT 05671-1010) no later than 4:00 p.m. June 1, 2016. If the audit report is not timely received, payment for services completed to date and up to the expiration of the Contract will be forfeited. The method of delivery shall be at the contractor's discretion, and shall be at the sole risk of the contractor to assure delivery to the DVHA office. The State does not take responsibility for any problems in mail of delivery, either within or outside the state. Untimely submission amounts to material breach of contract. Force Majeure Clause in Attachment B on Page 7 to Contract does not apply to this paragraph. Parties agree that time is of the essence to fulfill the terms of this Contract.

4. And by further updating Attachment A, Contacts for this award and Notices to Parties under this Agreement of the base agreement and substituting in lieu thereof the following:

The contacts for this award are as follows:

	<u>State Fiscal Manager</u>	<u>State Program Manager</u>	<u>For the Contractor</u>
Name:	Susan Whitney	Robert Roberts	William H. Brown
Phone #:	802-241-0258	802-871-3006	207-541-2249
E-mail:	Susan.Whitney@vermont.gov	Robert.Roberts@vermont.gov	BBrown@BerryDunn.com

NOTICES TO THE PARTIES UNDER THIS AGREEMENT

To the extent notices are made under this agreement, the parties agree that such notices shall only be effective if sent to the following persons as representative of the parties:

	STATE REPRESENTATIVE	CONTRACTOR/GRANTEE
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Name	Office of General Counsel	William H. Brown
Address	NOB 1 South, 280 State Drive Waterbury, VT 05671-1010	100 Middle Street, PO Box 1100 Portland, ME 04104
Email	AHS.DVHALegal@vermont.gov	BBrown@BerryDunn.com

The parties agree that notices may be sent by electronic mail except for the following notices which must be sent by United States Postal Service certified mail: termination of contract, contract actions, damage claims, breach notifications, alteration of this paragraph.

DVHA MONITORING OF CONTRACT

The parties agree that the DVHA official State Program Manager is primarily responsible for the review of invoices presented by the Contractor.

This amendment consists of 2 pages. Except as modified by this amendment and any previous amendments, all provisions of this contract, (#30582) dated January 16, 2016 shall remain unchanged and in full force and effect.

STATE OF VERMONT

DEPARTMENT OF VERMONT HEALTH ACCESS

CONTRACTOR

BERRY DUNN MCNEIL & PARKER, LLC

STEVEN COSTANTINO, COMMISSIONER DATE

NOB 1 South, 280 State Drive
Waterbury, VT 05671-1010
Phone: 802-241-0239
Email: Steven.Costantino@vermont.gov
AHS/DVHA

WILLIAM H. BROWN, PRINCIPAL DATE

100 Middle St, PO Box 1100
Portland, ME 04104
Phone: 207-541-2249
Email: BBrown@BerryDunn.com
CONTRACTOR